

**IN THE UNITED STATES DISTRICT COURT  
FOR THE STATE OF NEW MEXICO**

**STATE OF NEW MEXICO, *ex rel.*  
State Engineer**

**Plaintiff,**

**v.**

**RAMON ARAGON, *et al.*,**

**Defendants.**

**69cv07941 JEC-ACE**

**RIO CHAMA STREAM SYSTEM  
Section: Rio Nutrias, Rio Cebolla  
& Canjilon Creek**

**MOTION TO AMEND PROCEDURAL ORDER  
ENTERED DECEMBER 11, 2000**

COMES NOW the plaintiff State of New Mexico, *ex rel.* State Engineer (“State”) and requests the Court to amend the Procedural Order for the Adjudication of Section 3 Federal Non-Indian Claims entered December 11, 2000 (Docket No. 6064), and vacate the deadline for the State to complete its field investigation of those claims (August 15, 2002), the deadline for the State to report to the United States on those claims (September 15, 2002), and the deadline for the United States to file amended claims in response to the State’s report (October 15, 2002).

1. Due to staffing limitations in the hydrographic survey division, the State has been unable to initiate or complete a field investigation of Section 3 federal non-Indian claims of the United States according to the schedule set out in the procedural order entered December 11, 2000.
2. In the absence of significant changes in the present allocation of field staff resources, the State will be unable to complete the field investigation of Section 3 federal non-Indian claims until 2003 or 2004. Therefore, the State requests that the Court vacate the existing schedule for the State’s valuation of Section 3 federal non-Indian claims.

3. The United States does not oppose the granting of this motion.

WHEREFORE the State requests the Court to amend the Procedural Order for the Adjudication of Section 3 Federal Non-Indian Claims entered December 11, 2000 (Docket No. 6064), and vacate the deadline for the State to complete its field investigation of those claims (August 15, 2002), the deadline for the State to report to the United States on those claims (September 15, 2002), and the deadline for the United States to file amended claims in response to the State's report (October 15, 2002).

Respectfully submitted,

/electronic signature/  
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#### **CERTIFICATE OF SERVICE**

I certify that the foregoing Motion to Amend Procedural Order Entered December 11, 2000, was mailed to the following persons on August 26, 2002.

/electronic signature/  
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